BENNETT, BRICKLIN & SALTZBURG LLP BY: Paul F. Lantieri, Esquire I.D. No. 22241 LIBERTY PLACE 313 WEST LIBERTY STREET, SUITE 371 LANCASTER, PA 17603-5368

(717) 393-4400

KATHERINE ELIZABETH NEIMER, a minor, by and through JAMES J. NEIMER and

REBECCA NEIMER, her parents and natural guardians

VS.

LANCASTER SCHOOL DISTRICT; CITY OF LANCASTER; LANCASTER RECREATION COMMISSION; VICKI PHILLIPS, Individually and in her capacity as Superintendent of the

Lancaster School District; GLORIA CAMPBELL, Individually and in her capacity as building principal of Hamilton Elementary School; ISMAEL ALVAREZ; and DONALD YEAGER, Individually and in his capacity as Director of the Lancaster County

Recreation Commission's School Age Care Program

ATTORNEY FOR DEFENDANTS

City of Lancaster and Lancaster Recreation Commission

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF PENNSYLVANIA

CIVIL ACTION NO. 02-CV-4034 HONORABLE CLARENCE C. NEWCOMER

JURY TRIAL DEMANDED

CERTIFICATE OF SERVICE

I, Paul F. Lantieri, Esquire, hereby certify that a true and correct copy of the foregoing Answer to Complaint with Affirmative Defenses and Crossclaim has been served this date upon all interested counsel by way of United States First Class Mail, postage prepaid, addressed as follows:

Jeffrey R. Elliott, Esquire KOZLOFF STOUDT 2640 Westview Drive P.O. Box 6286 Wyomissing, PA 19610 (Counsel for Plaintiffs)

Maura E. Fay, Esquire
DILWORTH PAXSON LLP
3200 Mellon Center
1735 Market Street
Philadelphia, PA 19103-7599
(Counsel for Lancaster School District,
Vicki Phillips and Gloria Campbell)

Edward H. Rubenstone, Esquire GROEN, LAMM, GOLDBERG & RUBENSTONE, LLC Four Greenwood Square, Suite 200 Bensalem, PA 19020 (Counsel for Defendant, Ismael Alvarez)